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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/760,506	01/21/2004	Dudley Langston	LANG3006/JEK	1468
23364	7590	06/20/2007	EXAMINER	
BACON & THOMAS, PLLC			PASCUA, JES F	
625 SLATERS LANE				
FOURTH FLOOR				
ALEXANDRIA, VA 22314				
			ART UNIT	PAPER NUMBER
			3782	
			MAIL DATE	DELIVERY MODE
			06/20/2007	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

# Interview Summary

Application No.

10/760,506

Applicant(s)

LANGSTON, DUDLEY

Examiner

Jes F. Pascua

Art Unit

3782

All participants (applicant, applicant's representative, PTO personnel):

(1) Jes F. Pascua, USPTO.

(3)\_\_\_\_\_.

(2) Patrick Buechner, applicant's representative.

(4)\_\_\_\_\_.

Date of Interview: 14 June 2007.

Type: a) ☐ Telephonic b) ☐ Video Conference

c) ☒ Personal [copy given to: 1) ☐ applicant 2) ☒ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.

If Yes, brief description: \_\_\_\_\_.

Claim(s) discussed: As proposed (attached).

Identification of prior art discussed: Of record.

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☒ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

  
JES F. PASCUA  
PRIMARY EXAMINER

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

\_\_\_\_\_  
Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicant's representative's indication of paragraphs [0028-0030] in the original specification removes the rejection of the claims under 35 USC 112, 1st paragraph. The proposed language appears to overcome the rejection of the claims under 35 USC 112, 2nd paragraph and 35 USC 102. The Examiner will not enter the proposed amendment after Final rejection because it readily does not place the case in condition for allowance in light of the Union Carbide reference.

J. ERNEST KENNEY  
EUGENE MARI  
RICHARD E. FICHTER  
THOMAS J. MOORE  
ERIC N. SPECTOR  
FELIX J. D'AMBROSIO  
GEORGE A. LOUD  
BENJAMIN E. URCIA\*  
JUSTIN J. CASSELL  
JOHN R. SCHAEFER  
SCOTT A. BRAIRTON  
PATRICK M. BUECHNER

GEORGE CHUNG CHIN CHEN†

\* BAR OTHER THAN VA.  
† REG. PATENT AGENT

## LAW OFFICES

**BACON & THOMAS, PLLC**

625 SILVER LANE - FOURTH FLOOR  
ALEXANDRIA, VIRGINIA 22314-1176  
U.S.A.

TELEPHONE  
(703) 683-0500

FACSIMILE  
(703) 683-1080  
(703) 683-0884

E-Mail  
mail@baconthomas.com

***FACSIMILE COMMUNICATION***

**To:** Examiner Jes Pascua

**Date:** June 12, 2007

**Fax #:** 571-273-4546

**Re:** Application Serial No. 10/760,506

**From:** Patrick Buechner

**Total pages:** 5, including this cover page

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Thank you, BACON & THOMAS, PLLC.

**Message:** Examiner Pascua, please find attached the proposed claim amendments for discussion during our interview scheduled for 9:00 am on Thursday, June 14, 2007.

Should you have any questions or concerns, please do not hesitate to contact me at the number listed above.

BACON & THOMAS, PLLC

PATRICK BUECHNER

Application No.: 10/760,506

Examiner: PASCUA, J. F.

Art Unit: 3727

## PROPOSED CLAIM AMENDMENTS-NOT FOR ENTRY

1. (Currently Amended) A package comprising a pleated tube, said tube defining opposed first and second face panels joined at one end thereof to define an end closure and contiguously interconnected along their longitudinal edges by gusset sides each having a longitudinal and a transverse fold and extending inwardly relative to the longitudinal edges of the first and second face panels, each of the gusset sides including a vent configuration comprising at least one slit defined along a lower portion thereof near the end closure and spaced from the transverse fold;

wherein each vent configuration opens and closes in response to changes in air thrust and are further closed off when the package is in a filled state.

2. (Previously Presented) The package according to claim 1, wherein said tube is a spiral sewn tube.

3. (Canceled)

4. (Currently Amended) The package according to claim 1 [[3]], wherein the at least one slit is arranged obliquely relative to the longitudinal edges of said first and second face panels.

5. (Canceled)

6. (Previously Presented) The package according to claim 1, wherein when the package is in an expanded configuration, a first section of each face panel with its contiguous gusset portion is folded diagonally and in underlying relation thereto, said first sections extending in opposite directions inwardly along a generally common

Application No.: 10/760,506

Examiner: PASCUA, J. F.

Art Unit: 3727

## PROPOSED CLAIM AMENDMENTS-NOT FOR ENTRY

transverse line disposed at right angles to the longitudinal edges of the face panels, and a second section of each face panel extending in the same direction outwardly from said common transverse line to a transverse terminal edge and with the contiguous gusset portions therebetween, the first and second sections of the face panels constituting an outer bottom panel forming a generally flat bottom for said package.

7. (Previously Presented) The package according to claim 6, wherein the vent configuration is defined within the first and second sections of the face panels.

8. (Previously Presented) The package according to claim 1, wherein the package is constructed of a woven polyolefin fabric.

9. (Previously Presented) The package according to claim 8, wherein an entire interior surface or an exterior surface of the package is provided with a polymeric coating.

10. (Currently Amended) A bag of polyolefin woven fabric, said bag comprising first and second face panels, gusseted side panels formed from a longitudinal and a transverse fold, a single seam closing an end of the bag to define an end closure, and at least one opening defined as a slit along the gusseted side panels near said end closure spaced from the transverse fold;

wherein the at least one opening is configured to open and close in response to changes in air thrust and is further closed off when the bag is in a filled state.

Application No.: 10/760,506  
Examiner: PASCUA, J. F.  
Art Unit: 3727

PROPOSED CLAIM AMENDMENTS-NOT FOR ENTRY

11. (Previously Presented) The bag according to claim 10, wherein when the bag is in an expanded configuration, a first section of each face panel and a contiguous gusset portion are folded diagonally and in underlying relation thereto, portions of the first sections extending in opposite directions inwardly along a generally common transverse line disposed at right angles to the longitudinal edges of the face panels, and a second section of each face panel extending in the same direction outwardly from said common transverse line to a transverse terminal edge and with contiguous gusset portions therebetween, the first and second sections of the face panels constituting an outer bottom panel forming a generally flat bottom for the bag.

12. (Canceled)

13. (Canceled)

14. (Previously Presented) The bag according to claim 10, wherein the at least one opening is arranged obliquely relative to lateral edges of said first and second face panels.

15. (Currently Amended) Cotton bale packaging comprising first and second face panels, gusseted side panels each formed from a longitudinal and a transverse fold, a single seam joining an end of the first and second face panels to define an end closure, and a plurality of openings defined as slits along said gusseted side panels near said end closure spaced from the transverse fold;

wherein the plurality of openings are configured to open and close in response to changes in air thrust and are further closed off when the packaging is in a filled state.

Application No.: 10/760,506  
Examiner: PASCUA, J. F.  
Art Unit: 3727

PROPOSED CLAIM AMENDMENTS-NOT FOR ENTRY

16. (Previously Presented) The cotton bale packaging according to claim 15, wherein when the cotton bale packaging is in an expanded configuration, a first section of each face panel and a contiguous gusset portion are folded diagonally and in underlying relation thereto, portions of the first sections extending in opposite directions inwardly along a generally common transverse line disposed at right angles to the longitudinal edges of the face panels, and a second section of each face panel extending in the same direction outwardly from said common transverse line to a transverse terminal edge and with contiguous gusset portions therebetween, the first and second sections of the face panels constituting an outer bottom panel forming a generally flat bottom for the cotton bale packaging.

17. (Canceled)

18. (Previously Presented) The cotton bale packaging according to claim 15, wherein the plurality of openings are defined as slits arranged in a preselected pattern.

19. (Previously Presented) The cotton bale packaging according to claim 15, wherein the at least one opening is arranged obliquely relative to longitudinal edges of the first and second face panels.

20. (Previously Presented) The cotton bale packaging according to claim 15, wherein interior surfaces or exterior surfaces of the packaging are provided with a polymeric coating.